

LAWRENCE A. ORGAN (SBN 175503)
larry@civilrightsca.com
NAVRUZ AVLONI (SBN 279556)
navruz@civilrightsca.com
CALIFORNIA CIVIL RIGHTS LAW GROUP
332 San Anselmo Avenue
San Anselmo, California 94960
Telephone: 415.453.4740
Facsimile: 415.785.7352

BARBARA I. ANTONUCCI (SBN 209039)
bantonucci@constangy.com
PHILIP J. SMITH (SBN 232462)
psmith@constangy.com
AARON M. RUTSCHMAN (SBN 288273)
arutschman@constangy.com
**CONSTANGY, BROOKS, SMITH &
PROPHETE, LLP**
351 California, Suite 200
San Francisco, CA 94104
Telephone: 415.918.3000

Attorneys for Defendant,
CITISTAFF SOLUTIONS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DEMETRIC DI-AZ, OWEN DIAZ and LAMAR
PATTERSON, an individual

Plaintiff,

vs.

TESLA, INC. DBA TESLA MOTORS, INC.;
CITISTAFF SOLUTIONS, INC.; WEST VALLEY
STAFFING GROUP; CHARTWELL STAFFING
SERVICES, INC. and DOES 1-10, inclusive,

Defendants.

CASE NO.: 3:17-cv-06748-WHO

**STIPULATION AND ORDER RE:
DEFENDANT CITISTAFF SOLUTIONS,
INC.'S ANSWER TO PLAINTIFFS' FIRST
AMENDED COMPLAINT**

[Assigned to Hon. William H. Orrick]

Complaint Filed: October 16, 2017
FAC Filed: December 26, 2018
Trial Date: November 18, 2019

STIPULATION

Plaintiffs Demetric Di-az and Owen Diaz (“Plaintiffs”), and Defendant CitiStaff Solutions, Inc. (“CitiStaff”) (collectively CitiStaff and Plaintiffs referred to as the “Parties”) hereby stipulate as follows:

WHEREAS, on October 16, 2017, Plaintiffs filed their Complaint in the Superior Court of California for the County of Alameda;

WHEREAS, on November 22, 2017, CitiStaff filed its Answer to Plaintiffs’ Complaint in the Superior Court of California for the County of Alameda, attached hereto as Exhibit 1;

WHEREAS, on December 14, 2018, the parties filed a Stipulation And [Proposed] Order Allowing Plaintiffs to File An Amended Complaint To Add New Party NextSource, Inc. As A Defendants; And To Continue Trial Date From May 13, 2019 to October 28, 2019 And Trial-Related Deadlines;

WHEREAS, on December 20, 2018, this Court ordered that Plaintiffs may file an amended complaint adding NextSource, Inc. as a party to the action and continued the trial date and trial related deadlines;

WHEREAS, on December 26, 2018, Plaintiffs filed their First Amended Complaint adding NextSource, Inc. as a party to the action, but otherwise did not amend any of the substantive allegations as against CitiStaff;

WHEREAS, on January 7, 2019, the Parties filed a Stipulation To Extend Defendant CitiStaff Solutions, Inc.’s Time To Respond To Plaintiffs’ First Amended Complaint pursuant to Civil Local Rule 6-1(a);

WHEREAS, Plaintiffs have agreed that, because the changes in the First Amended Complaint are minor and do not substantially affect the allegations against CitiStaff, CitiStaff’s answer to Plaintiffs’ original Complaint may be deemed its answer to Plaintiffs’ First Amended Complaint to avoid unnecessarily repetitive pleadings;

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1 **NOW THEREFORE**, Plaintiffs and CitiStaff, by and through their respective counsel,
2 hereby stipulate and agree, and respectfully request, that the Court issue an order that CitiStaff's
3 answer to Plaintiff's original Complaint, attached hereto as Exhibit 1, is deemed its answer to
4 Plaintiffs' First Amended Complaint.

5 **IT IS SO STIPULATED.**

6
7 DATED: January 11, 2019

CALIFORNIA CIVIL RIGHTS LAW GROUP

8
9 By: /s/ Lawrence Organ
10 Lawrence A. Organ
11 Navruz Avloni
Attorneys for Plaintiffs
DEMETRIC DI-AZ and OWEN DIAZ

12 DATED: January 11, 2019

**CONSTANGY, BROOKS, SMITH & PROPHETE,
LLP**

13
14 By: /s/ Aaron M. Rutschman
15 Barbara Antonucci
16 Aaron M. Rutschman
17 Attorneys for Defendant
CITISTAFF SOLUTIONS, INC.

18
19 I hereby attest that I obtained concurrence in the filing of this document from each of the
20 other signatories on this e-filed document.
21

22
23 Dated: January 16, 2019

CONSTANGY, BROOKS, SMITH & PROPHETE, LLP

24
25 By /s/ Aaron M. Rutschman
26 Aaron M. Rutschman
27

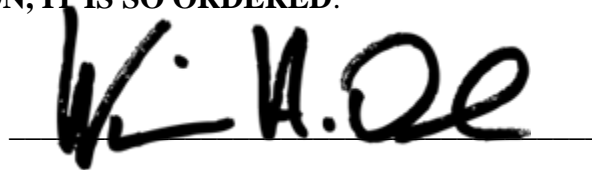
ORDER

Based upon the foregoing Stipulation, and for good cause appearing thereon, the Court orders as follows:

CitiStaff's Answer to Plaintiff's original Complaint, filed in the Superior Court of the State of California For the County of Alameda and attached hereto as Exhibit 1, is deemed its answer to Plaintiffs' First Amended Complaint;

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: January 18, 2019

A handwritten signature in black ink, appearing to read "W. H. Orrick", is written over a horizontal line.

Hon. William H. Orrick